vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.884 OF 2005
IN
SUIT NO.2612 OF 1998

Navratan Co-op. Premises Soc. Ltd. ... Plaintiff

V/s.

Acme Estates & Ors. ... Defendants

Ms.Uma Sharma for Plaintiff
Mr.A.C. Chandanwala for Defendant No.1
Mr.N.J. Majra for Respondent No.1

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **AUGUST 1, 2006**

P.C.:

. Learned advocate for the plaintiff states that he has taken out a Chamber Summons, which is pending. He therefore seeks liberty to withdraw the present Motion and file a fresh Motion after the Chamber Summons is decided.

2. The learned Advocate for the Defendant contends that costs should be imposed on the Plaintiff since the defendants have unnecessarily been dragged to the Court.

3. In view of this, the Motion is allowed to be withdrawn and dismissed as such with liberty as prayed for. Costs costs in the cause.